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2 **UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON**  
3 **AT TACOMA**

4 **UNITED STATES OF AMERICA,**

5 **Plaintiff,**

6 **v.**

7 **JERRY LEE AUSBORN, JR.,**

8 **Defendant.**  
9

**Case No. CR08-5009BHS**

**INITIAL ORDER RE: ALLEGATIONS  
OF VIOLATION OF CONDITIONS  
OF SUPERVISION BY UNITED  
STATES PROBATION OFFICE**

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11 **THIS MATTER comes on for hearing on the Petition of the United States Probation Office  
alleging that the defendant has violated the conditions of supervision.**

12 **The plaintiff appears through Special/Assistant US Attorney, DAVID JENNINGS:**

13 **The defendant appears personally and represented by counsel, LINDA SULLIVAN:**

14 **The U.S. Probation Office has filed a petition alleging violations of the terms and conditions of  
supervision; the defendant has been advised of the allegation(s) and maximum potential sanction if  
substantiated; and the court finding probable cause with regard to the alleged violation(s);**

16 **The matter is scheduled for hearing before the Honorable BENJAMIN H. SETTLE:**

17 **Date: NOVEMBER 26, 2012**

18 **Time: 9:00 A.M.**

19 **( ) Defendant is released pending the above scheduled hearing.**

20 **(X) Defendant is ordered detained for failing to show that he/she will not flee or pose a danger to any  
other person or the community pursuant to CrR 32.1(a)(1), and CrR 46(c), to be delivered as ordered  
by the court for further proceedings.**

22 **The clerks shall direct copies of this order to counsel for the United States, to counsel for the  
defendant, the United States Marshal and to the United States Probation Office. This Order is entered  
without prejudice to review.**

24 **November 14, 2012.**

26 

27 **J. Richard Creatura  
United States Magistrate Judge**